

STATE OF INDIANA )  
 ) SS:  
COUNTY OF JOHNSON )

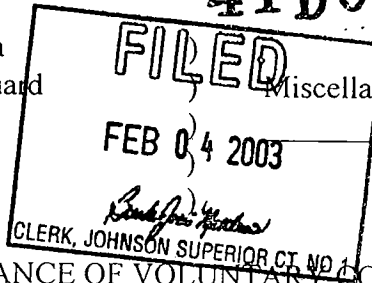
IN THE JOHNSON CIRCUIT COURT

AVC NO. 03-001

41D01 0302-1F00003

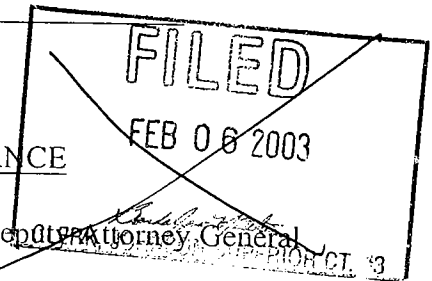
IN RE: Jeff Brummett, d/b/a  
American Sentry Guard

Respondent.



Miscellaneous Docket Number

ASSURANCE OF VOLUNTARY COMPLIANCE



The State of Indiana, by Attorney General Steve Carter and Deputy Attorney General Justin G. Hazlett, and the respondent, Jeff Brummett, d/b/a American Sentry Guard, enter into an Assurance of Voluntary Compliance (Assurance) pursuant to Indiana Code § 24-5-0.5-7.

1. The State of Indiana offers this Assurance of Voluntary Compliance to the respondent to resolve an investigation conducted by the Consumer Protection Division of the Office of the Attorney General into the respondent's possible violations of the Indiana Deceptive Consumer Sales Act and the Indiana Home Solicitation Sales Act.

2. This Assurance is entered into without any adjudication of any issue of fact or law, and upon consent of the parties.

3. The parties agree:

a. The respondent is an individual engaged in the sale of home satellite signal receiving equipment and services, with a principal place of business at 324 West Main Street, Greenwood, Indiana, and transacts business with Indiana consumers.

b. The terms of this Assurance apply to and are binding upon the respondent, his employees, agents, representatives, successors, and assigns.

- c. The Consumer Protection Division of the Office of the Attorney General has jurisdiction to investigate the matters addressed by this Assurance, pursuant to the authority of Ind. Code § 4-6-9-4, Ind. Code § 24-5-0.5-4, and Ind. Code § 24-5-10-18.
- d. The respondent, in every consumer transaction he enters into, will not represent, either orally or in writing, that the subject of the consumer transaction or the transaction itself has characteristics, performance, accessories, uses, or benefits it does not have.
- e. The respondent, in every home consumer transaction he enters into, will provide all cancellation notices, will follow all cancellation notification requirements, and will comply with all other requirements concerning home consumer transactions, as set forth at Ind. Code § 24-5-10-1 through -18. "Home consumer transaction" has the meaning set forth at Ind. Code § 24-5-10-4.
- f. The respondent, in all consumer transactions in which he acts as a supplier, as those terms are defined at Ind. Code § 24-5-0.5-2(a)(1) and (3), will comply with all provisions of Ind. Code § 24-5-0.5-1 through -12.
- g. Upon execution of this Assurance, the respondent shall pay to the Office of the Attorney General Two Hundred Ninety-Two and 49/100 Dollars (\$292.49) as consumer restitution, which the Office of the Attorney General will disburse to Ms. Sherri Adkins.
- h. Upon execution of this Assurance, the respondent shall pay to the Office of the Attorney General Five Hundred Dollars (\$500.00) as costs of its investigation in this matter.
- i. The respondent shall not represent that the Office of the Attorney General approves or endorses his past or future business practices, or that execution of this Assurance constitutes such approval or endorsement.

j. The respondent shall fully cooperate with the Office of the Attorney General in the resolution of any future written complaints the Consumer Protection Division receives.

k. The respondent's violation of any of the terms of this Assurance shall constitute prima facie evidence of a deceptive act.

l. The Office of the Attorney General shall file this Assurance with the Circuit Court of Johnson County. The Court's approval of this Assurance shall not act as a bar to any private right of action.

DATED this 23 day of JAN., 2003.

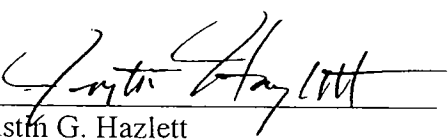
STATE OF INDIANA

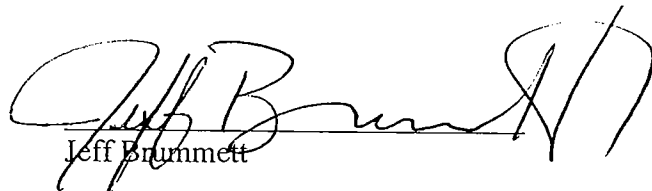
RESPONDENT

STEVE CARTER  
Attorney General of Indiana

JEFF BRUMMETT d/b/a  
AMERICAN SENTRY GUARD

By:

  
Justin G. Hazlett  
Deputy Attorney General  
Atty. No. 22046-49


  
Jeff Brummett

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402 W. Washington, 5th Floor  
Indianapolis, Indiana 46204  
Telephone: (317) 232-0167

324 West Main St.  
Greenwood, IN 46142

Telephone: (317) 883-3320

APPROVED this 10 day of Feb., 2003.

  
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Judge, Marion County Circuit Court